

**BEFORE THE ILLINOIS POLLUTION CONTROL BOARD**

|                        |   |                       |
|------------------------|---|-----------------------|
| BFI WASTE SYSTEMS      | ) |                       |
| OF NORTH AMERICA, LLC, | ) |                       |
|                        | ) |                       |
| Petitioner,            | ) |                       |
|                        | ) |                       |
| v.                     | ) | PCB No. 24-29         |
|                        | ) |                       |
| ILLINOIS ENVIRONMENTAL | ) | (Permit Appeal -RCRA) |
| PROTECTION AGENCY,     | ) |                       |
|                        | ) |                       |
| Respondent.            | ) |                       |

**SECOND MOTION TO EXTEND DEADLINE FOR REPLIES  
TO SUMMARY JUDGMENT MOTION RESPONSES**

NOW COMES Petitioner, BFI WASTE SYSTEMS OF NORTH AMERICA, LLC, by and through its attorney, Scott B. Sievers of Brown, Hay + Stephens, LLP, and, pursuant to 35 Ill. Adm. Code 101.522, moves the honorable Hearing Officer to extend by two (2) days, to Friday, June 12, 2026, the deadline for the parties to file their respective replies to their opponent's summary judgment motion responses. In support, Petitioner states the following:

1. On June 4, 2026, Petitioner filed its Motion to Extend Deadline for Replies to Summary Judgment Motion Responses seeking a five-day extension. Respondent had no objection to Petitioner's motion, and on June 9, 2026, the Hearing Officer granted the motion and extended the deadline for the parties to file their replies to summary judgment motion responses to today, June 10, 2026.

2. Good cause exists to extend by two (2) days the deadline for the parties to file their respective replies to their opponent's summary judgment motion responses. Counsel for Petitioner has submitted a draft reply to his client for review, and he has received substantial feedback from multiple individuals on that draft. Addressing that

feedback requires additional work on Petitioner's reply as well as further client review of revised drafts prior to receiving approval for filing. Accordingly, Petitioner seeks two (2) additional days to allow time for the undersigned to revise Petitioner's reply, to circulate the revised reply with his client, to obtain and incorporate any additional revisions to that subsequent draft, and to obtain approval to file the final draft. Consequently, Petitioner moves the Hearing Officer to extend by two (2) days, to Friday, June 12, 2026, the deadline for the parties to file their respective replies to their opponent's summary judgment motion responses.

3. This motion is made in good faith and not for the purpose of undue delay.

4. Counsel for Petitioner has conferred with counsel for Respondent, Illinois EPA, and Respondent has no objection to this motion.

WHEREFORE, for the above reasons, Petitioner, BFI WASTE SYSTEMS OF NORTH AMERICA, LLC, moves the honorable Hearing Officer to extend by two (2) days, to Friday, June 12, 2026, the deadline for the parties to file their respective replies to their opponent's summary judgment motion responses, and for such other and further relief as deemed appropriate.

DATED: June 10, 2026

Scott B. Sievers  
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Respectfully submitted,

BFI WASTE SYSTEMS  
OF NORTH AMERICA, LLC,

Petitioner.

BY: s/Scott B. Sievers  
Scott B. Sievers  
Attorney for Petitioner

*BFI Waste Systems of North America, LLC v. Illinois EPA*  
**Pollution Control Board No. 24-29**

**CERTIFICATE OF SERVICE**

Scott B. Sievers of the law firm of Brown, Hay + Stephens, LLP herein certifies that on June 10, 2026, from Springfield, Illinois, he electronically submitted for filing the foregoing **SECOND MOTION TO EXTEND DEADLINE FOR REPLIES TO SUMMARY JUDGMENT MOTION RESPONSES** with the Pollution Control Board by using the Clerk's Office On-Line (COOL) eFile system. Scott B. Sievers further certifies that on June 10, 2026, he served the other parties in this case with a copy of the foregoing document by transmitting the document by e-mail to the parties' representatives, who are identified below, at their designated e-mail addresses of record:

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**VERIFICATION BY CERTIFICATION**

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to matters herein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

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